



PATENT
ATTORNEY DOCKET: 031787.0090

1642
H
10
KO
910-
1642

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Richard Bruce RODEN, et al.

Application Number: 09/805,177

Filed: March 14, 2001

For: IMMUNOGENIC OVARIAN CANCER GENES

)
)
)
)
)
)

Group Art Unit: 1642

Examiner: Examiner Rawlings

RECEIVED

SEP 06 2002

PETITION FOR EXTENSION OF TIME AND
RESPONSE TO RESTRICTION UNDER 35 U.S.C. § 121

TECH CENTER 1600/2900

Commissioner for Patents
U.S. Patent and Trademark Office
Washington, D.C. 20231

Sir:

This is submitted in response to the Requirement for Restriction issued July 2, 2002, in the subject application. Applicants respectfully request a one-month extension of time up to and including September 2, 2002, for filing this response. A Payment for the one-month extension of time in the amount of \$110.00 is enclosed. In the event any variance exists between the amount enclosed and the Patent Office charges required to keep this application pending, please charge or credit any difference to the undersigned's Deposit Account No. 50-1640.

Applicants herewith elect the invention claimed in claim 41, directed to a method of screening for cancer in an individual by assaying the individual's body fluid for the presence of antibodies to any of HOXA7, HOXB7, Arf-1, ABC-7 or the protein encoded by the *EcoRI/XhoI* fragment of bacteriophage λ clone 44B.1.

Applicants believe that claim 41 is a generic claim, and that any species encompassed within generic claim 41 as described above should be examined in the present application. To

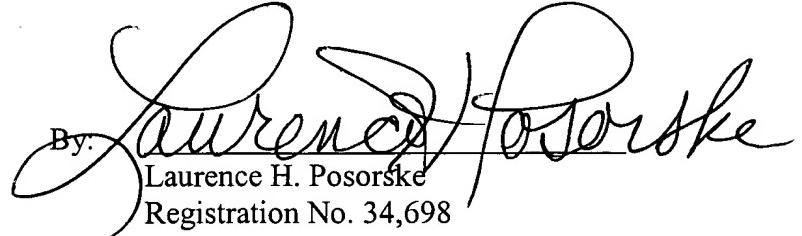
09/04/2002 FIBERHE 00000090 09805177

01 FC:115

110.00 0P

the extent that the Restriction Requirement is construed in any other way, Applicants traverse the restriction.

Respectfully submitted,
BROBECK, PHLEGER & HARRISON LLP

By: 
Laurence H. Posorske
Registration No. 34,698

September 3, 2002

Brobeck, Phleger & Harrison LLP
Intellectual Property Department
1333 H Street, N.W., Suite 800
Washington, D.C. 20005
Tel: (202) 220-6000
Fax: (202) 220-5200

LHP:cdh